

**REQUEST
FOR
CONTINUED EXAMINATION
TRANSMITTAL**

Address to:
U.S. Patent and Trademark Office
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Randolph Building
401 Dulany Street
Alexandria, VA 22314

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| <i>Application Number</i> | 10/813,359 |
| <i>Filing Date</i> | March 31, 2004 |
| <i>First Named Inventor</i> | Karl PFLEGER |
| <i>Art Unit</i> | 2169 |
| <i>Examiner Name</i> | P. Darno |
| <i>Attorney Docket Number</i> | 0026-0070 |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114 (Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.

ii. ☐ Other _____

b. ☐ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s) iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) **required**)

b. ☐ Other _____

3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge any deficiencies in fees, or credit any overpayments, to Deposit Account No. 50-1070

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☒ Credit card payment in the amount of \$ 810.00 enclosed

c. ☒ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

CUSTOMER NUMBER: 44989

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

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|----------------------------|-----------------|--|--------|
| <i>Name (Print / Type)</i> | Paul A. Harrity | <i>Registration No. (Attorney/Agent)</i> | 39,574 |
|----------------------------|-----------------|--|--------|

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|------------------|------------------------------------|-------------|--------------|
| <i>Signature</i> | /Paul A. Harrity, Reg. No. 39,574/ | <i>Date</i> | June 4, 2009 |
|------------------|------------------------------------|-------------|--------------|

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

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